

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

In re

CUSTOMS AND TAX ADMINISTRATION OF THE
KINGDOM OF DENMARK (SKAT) TAX REFUND
SCHEME LITIGATION

SKATTEFORVALTNINGEN,

Petitioner,

v.

RAUBRITTER LLC PENSION PLAN, ALEXANDER
BURNS, RICHARD MARKOWTIZ, AND JOHN VAN
MERKENSTEIJN,

Defendants.

Consolidated Multidistrict Action

Docket No. 1:18-md-02865-LAK

This document relates to:
1:18-cv-04833-LAK

SUGGESTION OF DEATH UPON THE RECORD PURSUANT TO RULE 25(a)(1)

Counsel for Defendant Alexander Burns hereby gives notice and suggests upon the record, pursuant to Rule 25(a)(1) of the Federal Rules of Civil Procedure, as follows:

On October 26, 2021, Defendant Alex Burns died. Shortly thereafter, the undersigned informed the government and counsel for Skatteforvaltningen of Mr. Burns's death.

On December 13, 2021, Mr. Burn's criminal case was dismissed upon the request of the government for an order of *nolle prosequi*. See *United States v. Alexander Burns*, 18 Cr. 837 (VSB), ECF Nos. 14, 16.

On January 12, 2022, the Probate Court of Charleston County, South Carolina appointed Seth W. Whitaker as the Special Administrator of the Estate of Alexander Chatfield Burns. See Exh. A (Certificate of Appointment). Mr. Whitaker's contact information is as follows:

Seth W. Whitaker
Seth S. Whitaker, Ltd. Co.
409 King Street, Suite 200
Charleston, South Carolina 29403
T: (432) 202-4472
seth@swwlc.com

As far as the undersigned is aware, a General Personal Representative has not yet been appointed.

We request that any motion for substitution of a proper party be made within ninety days of this date. *See* Fed. R. Civ. P. 25(a)(1).

Date: New York, New York
June 9, 2022

By: /s/ Michael Tremonte
Michael Tremonte
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